Owen F. Duffy, Esq. George E. Murray, Esq. Attorneys for Plaintiff, Probulk Carriers Ltd. 5 Penn Plaza, 19th Floor New York, New York 10001

Phone: (516) 721-8793 Fax: (212) 235-7022

Email: Owen@ODuffy-Law.com

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

PROBULK CARRIERS LTD,,

Plaintiff,

11-CV-5686 (RJS)(JLC)

v.

PERACO CHARTERING USA LLC,

Defendant.

STIPULATION OF VOLUNTARY DISMISSAL PURUSANT TO

F.R.C.P. 41 (a) (1) (A) (ii)

STIPULATION OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41 (a) (1) (A) (ii)

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys, who represent all parties in this action, that the above-captioned action be dismissed, with prejudice and without costs, against the defendant Peraco Chartering (USA) LLC pursuant to F.R.C.P. 41 (a) (1) (A) (ii).

Dated: October 25, 2013

Law Offices of Owen F. Duffy

Attorneys for Plaintiff,

PROBULK CARRIERS LTD.

y: Waler F. Duff

wen F Duffy

5 Penn Plaza, 19th Floor New York, New York 10001

(516) 721-8793

Reed Smith LLP

Attorneys for Defendant,

PERACO CHARTERING (USA) LLC

By:

Oliver Bejersedorf

Geoffrey G Young

599 Lexington Avenue, 22nd Floor New York, New York 10022

(212) 521-5400